

JS-6

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9  
10 UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA  
11 SOUTHERN DIVISION

12 OLD REPUBLIC DEFAULT  
MANAGEMENT SERVICES,

13 Petitioner,

14 vs.

15 ALL CLAIMANTS TO SURPLUS FUNDS  
AFTER TRUSTEE'S SALE OF REAL  
PROPERTY LOCATED AT 841  
16 GREENWAY TERRACE LA HABRA, CA  
90631,

17  
18 Respondents.

19 Case No. 8:15-cv-00442 JVS (JCGx)  
JUDGMENT TO DISBURSE  
INTERPLEADED FUNDS

20 Pursuant to the Court's Order granting the Stipulation to Disburse Interpleaded  
21 Funds, and all evidence properly on the record,

22 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Robert O.  
23 Carter possesses no valid interest in the surplus funds of \$229,708.29 from the judicial  
24 foreclosure sale on July 24, 2104, of the real property located at 841 Greenway Terrace,  
25 La Habra, California.

26 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that order of  
27 priority to the surplus funds is as follows:

<b>Party</b>	<b>Priority Date</b>	<b>Balance as of August 24, 2015</b>
Beneficial Financial I, Inc.	4/25/2000	\$77,803.02
United States	11/10/2003	\$1,648.37
United States	10/27/2003	\$28,806.38
FTB	4/23/2004	\$6,349.88
United States	6/14/2004	\$868.79
United States	6/14/2004	\$1,760.39
FTB	4/29/2005	\$4,969.28
FTB	8/29/2005	\$279.47
United States	10/17/2005	\$24,715.64
FTB	6/30/2006	\$8,074.79
FTB	6/16/2007	\$1,955.02
United States	3/24/2008	\$20,465.75
United States	3/24/2008	\$7,128.24
FTB	6/20/2008	\$17,010.83
United States	11/17/2008	\$24,766.42
<b>TOTAL</b>		\$226,602.89

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Orange County Superior Court Clerk is ordered to distribute the \$226,602.89 of interpleaded Surplus Funds from case number 30-2015-00767905-CU-PT-CJC as follows:

<b>Party</b>	<b>Check Pavee</b>	<b>Amount</b>	<b>Address</b>
Beneficial Financial I, Inc.	Beneficial Financial I, Inc.	\$77,803.02	Hydee J. Mulichak, Esq. Malcom & Cisneros 2112 Business Center Drive, 2nd Fl. Irvine, CA 92612
United States	United States of America	\$110,160.60	AUSA Charles Parker 300 N. Los Angeles St. Suite 7211 Los Angeles, CA 90012

1	California FTB	California Franchise Tax Board	\$38,639.27	FRANCHISE TAX BOARD c/o Donny P. Le P.O. Box 1720, MS: A-260 Rancho Cordova, CA 95741- 1720
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5 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Old Republic  
 6 Default Management Services, pursuant to California Civil Code section 2924k(a)(1), is  
 7 entitled to \$2,670.40 trustee's fees and the \$435.00 filing fee, which Old Republic  
 8 Default Management Services retained prior to depositing the surplus funds with the  
 9 Superior Court. Fees paid to Old Republic Default Management Services pursuant to  
 10 Section 2924k(a)(1) shall not decrease the amount of Surplus Funds paid to the United  
 11 States. No further sums shall be paid to Old Republic Default Management Services.

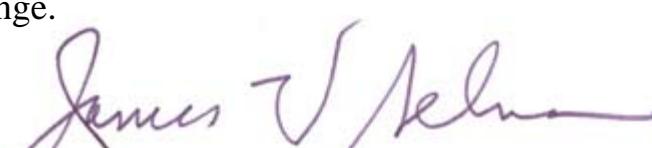
12 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, except for the  
 13 payments to Old Republic Default Management Services and Beneficial Inc. described  
 14 above, the parties will each bear their own costs and attorney's fees.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that nothing in this  
 16 order waives or limits the IRS's and/or the FTB's right to collect any tax liabilities that  
 17 were not satisfied through payment of the surplus funds, including assessments discussed  
 18 herein, and any other assessments made by the IRS or FTB.

19 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, all parties  
 20 herein are discharged of all liability with respect to the surplus funds as to Robert O.  
 21 Carter.

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Court will  
 23 retain jurisdiction to ensure the surplus funds are properly distributed by the Clerk of the  
 24 California Superior Court, County of Orange.

25  
 26 DATED: August 25, 2015



27 JAMES V. SELNA  
 28 United States District Judge

CC: Clerk of Court, Orange County Superior Court